### IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF ILLINOIS WESTERN DIVISION

IN RE:			
FOOTE,	WILI	JAM	K.
CYNTHI	ΙΑ M.	FOO	TΕ

**CHAPTER 7 CASE** 

CASE NO. 06-70851 MB

Judge MANUEL BARBOSA

Debtor(s)

#### TRUSTEE'S FINAL REPORT

To: THE HONORABLE MANUEL BARBOSA, BANKRUPTCY JUDGE FOR THE UNITED STATES BANKRUPTCY COURT, NORTHERN DISTRICT OF ILLINOIS, WESTERN DIVISION

NOW COMES <u>STEPHEN G. BALSLEY</u>, Trustee herein, and respectfully submits to the Court and to the United States Trustee his Final Report and Account in accordance with 11 U.S.C. §704(9).

- 1. The Petition commencing this case was filed on <u>05/18/06</u>. The Trustee was appointed on <u>05/18/06</u>. The Trustee's bond in this case is included as part of the Trustee's blanket bond.
- 2. The Trustee certifies that he has concluded the administration of this estate and has performed the duties enumerated in Section 704 of the Bankruptcy Code. The nonexempt assets of the estate have either been converted to cash, disposed of under orders of this Court, or are sought to be abandoned by the Trustee; there is no other property belonging to the estate; there are no matters pending or undetermined; claims have been reviewed; and all claim objections have been resolved to the best of the Trustee's knowledge. The Trustee certifies that this estate is ready to be closed. The tasks performed by the Trustee are set forth on Exhibit A.
- 3. The disposition of estate property is set forth in Exhibit B. The scheduled value of property abandoned is <u>0.00</u>. The property abandoned, or sought to be abandoned, along with the reasons for such abandonment, is described in Exhibit B.
- 4. A summary of the Trustee's Final Report as of June 26, 2007 is as follows:

a. RECEIPTS (See Exhibit C) \$ 3,977.72
b. DISBURSEMENTS (See Exhibit C) \$ 21.79
c. NET CASH available for distribution \$ 3,955.93

d. TRUSTEE/PROFESSIONAL COSTS

1.	Trustee compensation requested (See Exhibit F)	S	994.43
2.	Trustee Expenses (See Exhibit F)	\$	0.00
3.	Compensation requested by attorney or other	•	
	professionals for trustee (See Exhibit F-1)	\$	0.00
Illin	ois Income Tax for Estate (See Exhibit G)	\$	0.00

5. The Bar Date for filing unsecured claims expired on 06/18/07.

e.

6. All claims filed in this case with the Clerk of the Bankruptcy Court have been reviewed by the Trustee.

The actual dollar amount of claims allowed and/or requested for this estate is as follows:

a.	Allowed unpaid secured claims	\$
b.	Chapter 7 Administrative and 28 U.S.C. §1930 claims	\$994.43
c.	Allowed Chapter 11 Administrative Claims	\$0.00
d.	Allowed priority claims	\$0.00
e.	Allowed unsecured claims	\$79,593.84
f.	Surplus return to debtor	\$0.00

- 7. Trustee proposes that unsecured creditors receive a distribution of 3.72% of allowed claims.
- 8. Total fees and expenses previously awarded to Trustee's counsel, accountant or other professional was \$0.00. Trustee's attorneys, accountants, or other professionals fees and expenses requested but not yet allowed is \$0.00. The total of Chapter 7 professional fees and expenses requested for final allowance is 0.00.
- 9. A fee of \$2,700.00 was paid to Debtor's counsel for services rendered in connection with this case, and no basis appears to request an examination of those fees pursuant to 11 U.S.C. §329.

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WHEREFORE, the Trustee certifies under penalty of perjury that the above statements are true and correct and requests the Court to provide for notice and a hearing pursuant to 11 U.S.C. §§330(a), 502(b) and 503(b). The Trustee further requests that the Court award final compensation and reimbursement of expenses and make final allowances of the administrative claims and expenses stated in this Report and for such other relief as the Court shall deem proper.

RESPECTFULLY SUBMITTED:

DATE: June 26, 2007 /s/Stephen G. Balsley

STEPHEN G. BALSLEY BARRICK, SWITZER, LONG, BALSLEY & VAN EVERA 6833 Stalter Drive Rockford, IL 61108 (815) 962-6611

### IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF ILLINOIS WESTERN DIVISION

IN RE: FOOTE, WILLIAM K. CYNTHIA M. FOOTE

CASE NO. 06-70851 MB

Judge MANUEL BARBOSA

Debtor(s)

### **DISTRIBUTION REPORT**

I, <u>STEPHEN G. BALSLEY</u>, Trustee herein, certify that I have reviewed all claims filed with the Clerk of the Bankruptcy Court and have examined all orders of Court, and state that based on my review I propose to make the following distribution:

### **SUMMARY OF DISTRIBUTION:**

Secured Claims	<b>\$</b>	0.00
Chapter 7 Administrative Expenses:	\$	994.43
Chapter 11 Administrative Expenses:	\$	0.00
Priority Claims (507(a)(1)(B)-(a)(7)):	\$	0.00
Secured Tax Liens:	<b>s</b>	0.00
Priority Tax Claims (507(a)(8)):	s	0.00
Priority Claims (507(a)(9)-(a)(10)):	\$	0.00
General Unsecured Claims:	\$	2,961.50
TOTAL AMOUNT TO BE DISTRIBUTED:	\$	3,955.93

The balance on hand shown above should be distributed in accordance with 11 U.S.C. §726 as follows:

a. \$994.43 for Chapter 7 administrative expenses allowed under §503(b) and fees under Chapter 123 of Title 28, not previously disbursed, including the Trustee compensation and reimbursement requests as follows:

CLAIM NUMBER	CREDITOR Stephen G. Balsley, Trustee	ALLOWE REQUESTE 994.	D	PROPOSED ALLOWANCE 994.43
		TOTAL	\$	994.43

**TOTAL** 

**FINAL** 

d. \$2,961.50 for general unsecured creditors who have filed claims allowed in the total amount of \$79,593.84, yielding a dividend of 3.72%, as itemized below:

TYPE OF C	LAIMS	AMOUNT OF CLAIMS		DIVIDEND %
§726(a)(2) - 0	General Claims (To be paid pro-rata after	\$79,593.84		3.72%
costs of admir	nistration and priority claims are paid in			
full)				
CLAIM		ALLOWED		PROPOSED
NUMBER	CREDITOR	REQUESTED		ALLOWANCE
1	Discover Bank	7,019.06		261.16
2	Opportunity Leasing	8,544.83		317.93
3	Capital One Bank	432.74		16.10
4	Capital One	450.09		16.75
7	Bank of America (USA)	4,628.16		172.20
8	Bank of America (USA)	4,830.31		179.72
9	Household Customer Service	2,409.67		89.66
10	Household Bank (SB), N.A. (Bon Ton)	437.25		16.27
11	Household Bank (SB), N.A. (Menards)	3,934.85		146.41
12	Illinois Student Assistance Commission	7,757.86		288.65
13	eCAST Settlement Corporation, Assignee	854.96		31.81
15	Metris Receivables Inc./Direct Merchants	3,047.70		113.40
16	HSBC Bank Nevada NA/HSBC Card Service			29.02
	III			
17	HSBC Bank Nevada NA/HSBC Card Service	ces 2,457.93		91.45
	III	·		
18	eCAST Settlement Corporation	2,744.09		102.10
19	LVNV Funding LLC./Citibank, N.A.	1,378.93		51.31
20	LVNV Funding LLC./Citibank USA, N.A.	2,094.79		77.94
21	Fingerhut Credit Advantage	225.36		8.39
22	GE Money Bank - d/b/a Lowes	486.06		18.09
23	GE Money Bank - d/b/a JCPenney	1,530.41		56.94
24	GE Money Bank - d/b/a Lowes	2,317.14		86.22
25	1LVNV Funding LLC./Citibank, N.A.	8,369.45		311.41
27	LVNV Funding LLC/Washington Mutual	12,232.84		455.15
	Finance			
29	DeKalb Clinic	101.60		3.78
26.1	Dell Financial Services, L.P.	527.88		19.64
		TOTAL	e.	2.061.50
		TOTAL	\$	2,961.50

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The following claims are not included in the distribution because they have been disallowed by court order or have been withdrawn by the claimant:

		CREDITOR		DISALLOWED
TYPE OF	CLAIM	AND	AMOUNT	/WITHDRAWN
CLAIM	NUMBER	ADDRESS	OF CLAIM	(DESIGNATE)
Unsecured	5	Discover Bank	\$ 7,019.06	Disallowed -
		Discover Financial Services		withdrawn by
		P.O. Box 8003		claimant
		Hilliard, OH 43026		
Secured	6	National Bank & Trust	\$ 17,804.00	Disallowed for
		230 West State Street		purposes of
		Sycamore, IL 60178		distribution
Secured	14	American Honda Finance	\$ 2,666.02	Disallowed for
		P.O. Box 168088		purposes of
		Irving, TX 750168088		distribution
Secured	26	Dell Financial Services, L.P.	\$ 611.23	Disallowed for
		Collections/Consumer Bankruptcy		purposes of
		12234B North I-35		distribution
		Austin, TX 787531705		
Unsecured	28	Discover Bank	\$ 6,562.80	Disallowed -
		Discover Financial Services		withdrawn by
		P.O. Box 8003		claimant
		Hilliard, OH 430268003		

WHEREFORE, the Trustee certifies under penalty of perjury that the above statements are true and correct.

DATED: June 26, 2007 /s/Stephen G. Balsley

STEPHEN G. BALSLEY, Trustee

### **EXHIBIT A**

### **TASKS PERFORMED**

## WILLIAM K. FOOTE and CYNTHIA M. FOOTE CHAPTER 7 BANKRUPTCY CASE NO. 06-70851

The only asset administered in this case was an income tax refund of the Debtors. The Trustee has reviewed the claims, and has found no basis for objection. There is no request for attorney fees for the Trustee in this case.

SGB:vcg

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### Form 1 **Individual Estate Property Record and Report Asset Cases**

**EXHIBIT** 

Page: 1

Case Number: 06-70851 MB

FOOTE, WILLIAM K. Case Name:

CYNTHIA M. FOOTE

Period Ending: 06/26/07

Trustee: (330410) STEPHEN G. BALSLEY

Filed (f) or Converted (c): 12/13/06 (c) 01/11/07 §341(a) Meeting Date: Claims Bar Date: 06/18/07

	1	2	3	4	5	6
Ref. #	Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=§554(a) abandon. DA=§554(c) abandon.	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	2006 Tax Refund (u)	3,973.00	3,973.00		3,973.00	FA
2	Checking account - Resource Bank	1,000.00	0.00	DA	0.00	FA
3	Security deposit with landlord	650.00	0.00	DA	0.00	FA
4	Household goods and furnishings	2,000.00	0.00	DA	0.00	FA
5	Clothing	1,000.00	0.00	DA	0.00	FA
6	Wedding rings/engagement rings	1,000.00	0.00	DA	0.00	FA
7	401K S.M. Moser (H)	6,000.00	0.00	DA	0.00	FA
8	IMRF (W)	1,000.00	0.00	DA	0.00	FA
9	2005 tax refund	7,000.00	0.00	DA	0.00	FA
10	Worker's compensation claim - J.M. Moser	Unknown	0.00	DA	0.00	FA
11	1997 Mitsubishi Mirage	2,105.00	0.00	DA	0.00	FA
12	2004 Chevy Impala	12,015.00	0.00	DA	0.00	FA
13	2003 Honda Shadow motorcycle	2,445.00	0.00	DA	0.00	FA
14	Term life policy - Primerica Financial (H)	0.00	0.00	DA	0.00	FA
Int	INTEREST (u)	Unknown	N/A		4.72	FA

Totals (Excluding unknown values) \$3,977.72 15 Assets \$3,973.00 \$0.00 \$40,188.00

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Form 1

**Individual Estate Property Record and Report** 

**Asset Cases** 

Case Number:

06-70851 MB

Case Name:

FOOTE, WILLIAM K.

CYNTHIA M. FOOTE

Period Ending: 06/26/07

Trustee: (330410)

STEPHEN G. BALSLEY

Filed (f) or Converted (c): 12/13/06 (c) §341(a) Meeting Date:

**Claims Bar Date:** 

01/11/07

06/18/07

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property) Ref. #	Petition/ Unscheduled Values	, , ,	Property <u>Abandoned</u> OA=§554(a) abandon. DA=§554(c) abandon.		Asset Fully Administered (FA)/ Gross Value of Remaining Assets

### **Major Activities Affecting Case Closing:**

The only asset in this case is an income tax refund which the Trustee expects to receiving during April 2007.

Initial Projected Date Of Final Report (TFR): July 1, 2007

Current Projected Date Of Final Report (TFR): June 26, 2007 (Actual)

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## Form 2

**Cash Receipts And Disbursements Record** 

Case Number:	06-70851 MB	Trustee:	STEPHEN G. BALSLEY (330410)
Case Name:	FOOTE, WILLIAM K.	Bank Name:	JPMORGAN CHASE BANK, N.A.
	CYNTHIA M. FOOTE	Account:	***-****96-65 - Money Market Account
Taxpayer ID #:	13-7563775	Blanket Bond:	\$1,500,000.00 (per case limit)
Period Ending:	06/26/07	Separate Bond:	N/A

1	2	3	4		5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	T-Code	Receipts \$	Disbursements \$	Money Market Account Balance
04/17/07		Richard Larson	Income Tax Refund	1224-000	3,973.00		3,973.00
04/30/07	Int	JPMORGAN CHASE BANK, N.A.	Interest Earned	1270-000	0.84		3,973.84
05/31/07	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.6500%	1270-000	2.19		3,976.03
06/05/07	1001	INTERNATIONAL SURETIES, LTD.	BOND PREMIUM PAYMENT ON LEDGER BALANCE AS OF 06/05/2007 FOR CASE #06-70851, Bond No. 016018067	2300-000		21.79	3,954.24
06/25/07	Int	JPMORGAN CHASE BANK, N.A.	Current Interest Rate is 0.6500%	1270-000	1.69		3,955.93
06/25/07		To Account #******9666	Transfer funds from MMA to checking account	9999-000		3,955.93	0.00
			ACCOUNT TOTALS		3,977.72	3,977.72	\$0.00

ACCOUNT TOTALS	3,977.72	3,977.72	\$0.00
Less: Bank Transfers	0.00	3,955.93	
Subtotal	3,977.72	21.79	
Less: Payments to Debtors		0.00	
NET Receipts / Disbursements	\$3,977.72	\$21.79	

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# Form 2 Cash Receipts And Disbursements Record

Case Number: 06-70851 MB

Case Name: FOOTE, WILLIAM K.

CYNTHIA M. FOOTE

**Taxpayer ID #:** 13-7563775 **Period Ending:** 06/26/07

Trustee:

STEPHEN G. BALSLEY (330410)

Bank Name: Account: JPMORGAN CHASE BANK, N.A. \*\*\*\*-\*\*\*96-66 - Checking Account

Page: 2

Blanket Bond: \$1,500,000.00 (per case limit)

Separate Bond: N/A

1	2	3	4		5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	T-Code	Receipts \$	Disbursements \$	Checking Account Balance
06/25/07		From Account #*****9665	Transfer funds from MMA to checking account	9999-000	3,955.93		3,955.93
			ACCOUNT TOTALS		3,955.93	0.00	\$3,955.93
	Less: Bank Transfers		3,955.93	0.00			

 ACCOUNT TOTALS
 3,955.93
 0.00

 Less: Bank Transfers
 3,955.93
 0.00

 Subtotal
 0.00
 0.00

 Less: Payments to Debtors
 0.00

 NET Receipts / Disbursements
 \$0.00
 \$0.00

TOTAL - ALL ACCOUNTS	Net Receipts	Net Disbursements	Account Balances
MMA # ***-****96-65	3,977.72	21.79	0.00
Checking # ***-****96-66	0.00	0.00	3,955.93
	\$3,977.72	\$21.79	\$3,955.93

{} Asset reference(s)

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### PROFESSIONAL FEES AND EXPENSES

		Fees Previously Allowed	Fees Pending Compensation Applications			Fees & Expenses Total
Stephen G. Balsley, Trustee	\$	0.00	\$	994.43	\$	994.43
TOTALS	<b>s_</b>	0.00	<b>s_</b>	994.43	<b>s</b> _	994.43